

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PAUL C. KRAFT, *et al*,

Plaintiffs,

-v-

THIRD COAST MISTREAM, *et al.*,

Defendants.  
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USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 2/8/2021
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19-cv-9398 (LJL)

ORDER

LEWIS J. LIMAN, United States District Judge:

Oral argument in this case is scheduled for February 11, 2021. The Amended Complaint quotes language from a preliminary information statement dated April 24, 2019. Dkt No. 32 ¶ 134. The document therefore appears to be incorporated by reference into the Amended Complaint. Defendants, however, have submitted the final information statement dated June 26, 2019. Dkt No. 47-1. It is hereby ORDERED that by no later than February 10, 2021, Defendants shall file on ECF a copy of the preliminary information statement dated April 24, 2019, and to indicate whether there are any differences between that document (and, in particular, the section on the Background to the Merger) and the document at Dkt No. 47-1. Plaintiffs will have an opportunity at argument to address any issues as to the authenticity of either document or whether they should be deemed incorporated by reference. Either party may file within that time frame any other relevant documents incorporated by reference to which they

wish to draw the Court's attention.

SO ORDERED.

Dated: February 8, 2021  
New York, New York

A handwritten signature in black ink, appearing to read 'L. Liman', is written over a horizontal line.

LEWIS J. LIMAN  
United States District Judge